

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRADER re application of:

ZHONG et al.

Serial. No. 09/928,614

Filed: August 13, 2001

For: METHODS FOR STABLE

TRANSFORMATION OF PLANTS

Art Unit: 1638

Examiner: KALLIS, Russell

Atty Docket: 31514USNP

Confirmation No.: 7523

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OCT 1: 2003

TECH CENTER 1600/2900

# SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)(3)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b)(3), Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449.

A copy of the listed document is attached. Applicants respectfully request that the Examiner consider the listed document and indicate that it was considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If the Examiner applies these documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of the documents.

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In re Application of ZHONG et al. Serial No. 09/928,614

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should any of these documents be applied against the claims of the present application.

In accordance with 37 C.F.R. § 1.97(c), since this Information Disclosure Statement is being filed after the mailing of a first Office Action on the merits but before the mailing date of a final action, this filing is accompanied by the fee set forth in 37 C.F.R. § 1.17 (p).

The Commissioner is authorized to charge \$180.00 for payment of this submission pursuant to 37 C.F.R. § 1.17(p), to Applicant's credit card. A Credit Card Payment Form is attached hereto. The Commissioner is authorized to charge any additional fees under 37 C.F.R. §1.17 that may be required, to Deposit Account No. 50-1744 in the name of Syngenta.

Respectfully submitted,

Randee S. Schwartz Attorney for Applicants Registration No. 45,085

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Sheet 1 of 1

FORM PTO-1449 (REV. 7-85) U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

## INFORMATION DISCLOSURE CITATION

OCT 1 0 2003

ATTY. DOCKET NO. S-31514A APPLICATION NO. 09/928,614 APPLICANT ZHONG et al FILING DATE: 08/13/2001

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#### **U.S. PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FRENCHATE
	AA	6,114,603	9/5/2000	Christou et al	800/293	435/430.1	3/27/1998

### FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	OFFICE	CLASS	SUBCLASS	TRAN: YES	SLATION NO
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# OTHER DOCUMENTS (Including Author, Title, Date, Pertinent pages, Etc.)

AC	
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EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial of reference considered, whether or not citation is in conformance with MPEP 609: Draw a line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.